



STATE OF TENNESSEE  
DEPARTMENT OF COMMERCE AND INSURANCE  
BOARD OF FUNERAL DIRECTORS AND EMBALMERS  
500 JAMES ROBERTSON PARKWAY, SECOND FLOOR  
NASHVILLE, TENNESSEE 37243-1144  
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FAX (615) 532-1903  
[www.state.tn.us/commerce/boards/funeral](http://www.state.tn.us/commerce/boards/funeral)

BOARD MEETING AGENDA  
JUNE 6, 2006, 1:00 P.M. (CENTRAL TIME)  
MARRIOTT FRANKLIN COOL SPRINGS HOTEL  
700 COOL SPRINGS BOULEVARD  
FRANKLIN, TENNESSEE

CALL TO ORDER AT \_\_\_\_\_ BY \_\_\_\_\_

ROLL CALL:

<u>BOARD MEMBERS</u>	<u>PRESENT</u>	<u>ABSENT</u>
RALPH BUCKNER	_____	_____
DANNY COOK	_____	_____
BOB FOSTER	_____	_____
WENDY HELLUM	_____	_____
DAVID MURPHY	_____	_____
STEPHEN MURPHY	_____	_____
NANCY VINCENT	_____	_____

APPROVAL OF MINUTES FOR THE MAY 9, 2006 MEETING:

MOTION \_\_\_\_\_ SECOND \_\_\_\_\_ PASS/FAIL \_\_\_\_\_

ADOPTION OF ROBERT'S RULES OF ORDER:

"The rules contained in the current edition of *Robert's Rules of Order Newly Revised* shall govern the Board in all cases to which they are applicable and in which they are not inconsistent with statutes and any special rules of order the Board may adopt."

MOTION \_\_\_\_\_ SECOND \_\_\_\_\_ PASS/FAIL \_\_\_\_\_

APPROVAL OF INDIVIDUAL LICENSES:

JASON FRANKLIN ANDERSON  
COOKEVILLE, TN

FUNERAL DIRECTOR

MOTION\_\_\_\_\_SECOND\_\_\_\_\_PASS/FAIL\_\_\_\_\_

PATRICIA ANN CHATWIN  
HORN LAKE, MISSISSIPPI

FUNERAL DIRECTOR

MOTION\_\_\_\_\_SECOND\_\_\_\_\_PASS/FAIL\_\_\_\_\_

DAWN EVELYN MCGINNIS  
BLAINE, TN

FUNERAL DIRECTOR

MOTION\_\_\_\_\_SECOND\_\_\_\_\_PASS/FAIL\_\_\_\_\_

MARK AVERY PICKEL  
OLD FORT, TN

FUNERAL DIRECTOR

MOTION\_\_\_\_\_SECOND\_\_\_\_\_PASS/FAIL\_\_\_\_\_

MICHAEL RAYMOND THOMAS  
PORTLAND, TN

FUNERAL DIRECTOR

MOTION\_\_\_\_\_SECOND\_\_\_\_\_PASS/FAIL\_\_\_\_\_

KENDALL RAY WEATHERFORD  
MCKENZIE, TN

FUNERAL DIRECTOR

MOTION\_\_\_\_\_SECOND\_\_\_\_\_PASS/FAIL\_\_\_\_\_

ANDY CHRISTOPHER AUSTIN  
NEWPORT, TN

FUNERAL DIRECTOR/EMBALMER

MOTION\_\_\_\_\_SECOND\_\_\_\_\_PASS/FAIL\_\_\_\_\_

RICHARD LEROY OSBORN, JR.  
KINGSPORT, TN

FUNERAL DIRECTOR/EMBALMER  
RECIPROCITY

MOTION\_\_\_\_\_SECOND\_\_\_\_\_PASS/FAIL\_\_\_\_\_

**APPROVAL OF ESTABLISHMENT LICENSES:**

SPRING HILL FUNERAL HOME  
NASHVILLE, TN

NAME CHANGE  
Ownership: Corporation

This establishment would like to change its name to **Spring Hill Funeral Home and Cemetery**. The establishment is owned by Alderwoods (Tennessee), Inc. of Cincinnati, Ohio. The manager will be Jeffery L. Murphy, Funeral Director license #3862 and Embalmer license #4021. This establishment would like to retain license #1046.

MOTION\_\_\_\_\_SECOND\_\_\_\_\_PASS/FAIL\_\_\_\_\_

ALEXANDER-GOAD FUNERAL HOME, INC.  
LAFAYETTE, TN

NAME & OWNERSHIP CHANGES  
New Ownership: Corporation

This establishment is owned by Alexander-Anderson Funeral Home, Inc., of Lafayette, TN. The officers of the corporation are Phillip Anderson, President and Shirley Anderson, Secretary. The manager will be Jerry K. Capps, Funeral Director license #3273. The new ownership would like the establishment name changed to **Alexander Funeral Home** and retain establishment license #728.

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MOTION \_\_\_\_\_ SECOND \_\_\_\_\_ PASS/FAIL \_\_\_\_\_

**THURMAN FUNERAL HOME, PTRS  
SPARTA, TN**

**NAME & OWNERSHIP CHANGES  
New Ownership: LLC**

This establishment is owned by Thurman Funeral Home, LLC, of Sparta, TN. The member of this limited liability company is Felecia R. Buck. The manager will be Felecia R. Buck, Funeral Director license #3348 and Embalmer license #3674. The new ownership would like the establishment name changed to **Thurman Funeral Home, LLC** and retain establishment license #681.

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MOTION \_\_\_\_\_ SECOND \_\_\_\_\_ PASS/FAIL \_\_\_\_\_

**DYER FUNERAL HOME, LLC  
COOKEVILLE, TN**

**CHANGE OF OWNERSHIP  
New Ownership: LLC**

This establishment is owned by VBTC, LLC, in Boise, Idaho (a special purpose company of Delaware Trust Company, N.A., as Owner Trustee of the ACLC Business Loan Receivables Trust 2000-1, LLC). The manager will be H. Harding Smith, Funeral Director license #5071. The new ownership would like to retain establishment license #801.

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MOTION \_\_\_\_\_ SECOND \_\_\_\_\_ PASS/FAIL \_\_\_\_\_

**MADISON FUNERAL HOME, LLC  
MADISON, TN**

**CHANGE OF OWNERSHIP  
New Ownership: LLC**

This establishment is owned by VBTC, LLC, in Boise, Idaho (a special purpose company of Delaware Trust Company, N.A., as Owner Trustee of the ACLC Business Loan Receivables Trust 2000-1, LLC). The manager will be Jerry L. Hunt, Funeral Director license #2530. The new ownership would like to retain establishment license #690.

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MOTION \_\_\_\_\_ SECOND \_\_\_\_\_ PASS/FAIL \_\_\_\_\_

**LEGAL REPORT:  
LAUREN L. KITCHELL, STAFF ATTORNEY**

**STAFF REPORT:  
ROBERT B. GRIBBLE, EXECUTIVE DIRECTOR**

**1. Meeting of Board Chairs, Directors and Attorneys with Assistant Commissioner:**

The meeting on May 22<sup>nd</sup> attended by President Danny Cook addressed issues pertinent to legal considerations, administrative considerations, Robert's Rules of Order, legislation, and responsibilities of the Board, Chair, Director, Staff Attorney and Assistant Commissioner. For informational purposes, the Agenda for that meeting has been included in each board member's packet.

**2. New Contract for State Board Examinations and Laws & Rules Examination:**

International Conference of Funeral Service Examining Boards, Inc., of Fayetteville, AR

- Computer based testing for candidates
- Immediate results at completion of test
- Test locations in Chattanooga, Johnson City, Knoxville, Memphis and Nashville

**3. Tennessee State Funeral Directors & Morticians Association:**

The Executive Director has been invited and has received the Assistant Commissioner's approval to attend the convention of the Tennessee State Funeral Directors & Morticians Association on Tuesday, June 20<sup>th</sup> in Memphis.

**4. Disciplinary Actions:**

**The Board has previously authorized these consent orders and civil penalties. The Consent Orders have been signed and the civil penalties paid by the respondents. The Executive Director requests the Board's acceptance of the following consent orders.**

Complaint No. 2005041581

Violation: Several FTC price violations and extremely unsanitary preparation room

Action: \$1000 Civil Penalty

Complaint No. 2006006431

Violation: Several FTC price violations, unsanitary preparation room and failure to affix a permanent identification device to two decedents

Action: \$750 Civil Penalty

Complaint No. 2005039391

Violation: Several FTC price violations

Action: \$500 Civil Penalty

Complaint No. 2006006911

Violation: Several FTC price violations including no OBCPL available, charging a higher price than listed for services and funeral contract missing from file

Action: \$500 Civil Penalty

Complaint No. 2006013011

Violation: Several FTC price violations

Action: \$250 Civil Penalty

Complaint No. 2006010171

Violation: Several FTC price violations

Action: \$250 Civil Penalty

Complaint No. 2006005651

Violation: Several FTC price violations including several caskets in selection room priced higher than listed on CPL

Action: \$250 Civil Penalty

Complaint No. 2006006031

Violation: Failure to affix a permanent identification device to decedent

Action: \$250 Civil Penalty

Complaint No. 2006010191

Violation: Several FTC price violations

Action: \$250 Civil Penalty

Complaint No. 2006006921

Violation: Several FTC price violations and business cards of licensed employee incorrectly identified that person as the establishment manager

Action: \$250 Civil Penalty

Complaint No. 2006013021

Violation: Several FTC price violations and copy of cremation authorization not in file of the decedent

Action: \$250 Civil Penalty

Complaint No. 2006016121

Violation: Several FTC price violations and no copy of the crematory license and last inspection report of the crematory that the funeral home uses

Action: \$250 Civil Penalty

#### **5. Manager Changes:**

There have been five establishments report manager changes since the last meeting.

Name of Establishment	Name of New Manager
Alexander-Goad Funeral Home, Inc. Lafayette, TN	Jerry K. Capps
Pettus-Owen & Wood Funeral Home Nashville, TN	Margo L. Lamb
Mundy Funeral Home Jamestown, TN	Roy Lee Mundy, Jr.
Mundy Funeral Home South Chapel Clarkrange, TN	Roy Lee Mundy, Jr.
Oak Lawn Funeral Home – Cremation Center Sparta, TN	Jeff L. Wilson

#### **6. Next Board Meeting:**

Tuesday, August 8<sup>th</sup> at 10:00 A.M. – Davy Crockett Tower, Conference Room 160

#### **7. Board Work Session:**

Tuesday, August 8<sup>th</sup> at 1:00 P.M. – Davy Crockett Tower, Conference Room 640

#### **ADJOURN:**